



RECEIVED

For Ecology Use

State of Washington  
Application for a Water Right JUN 16 1999

Fee Paid \$10.00

Date 6-16-99

Please follow the attached instructions to avoid unnecessary delays.

DEPT OF ECOLOGY

## Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name DANIEL R. BOLSTER Home Tel: (360) 715 - 8139  
Mailing Address 246 South Forest Street Work Tel: (360) 676 - 8990  
City Bellingham State WA Zip+4 98225 + 5812 FAX: (360) 734 - 5109

## Section 2. CONTACT - PERSON TO CALL ABOUT THE APPLICATION

☒ Same as above

Name Same as above, Home Tel: ( ) -  
Mailing Address Work Tel: ( ) -  
City State Zip+4 + FAX: ( ) -  
Relationship to applicant

## Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than .02 (☐ gallons per minute or ☒ cubic feet per second) from a ☐ surface water source or ☐ ground water source (check only one) for the purpose(s) of SINGLE Domestic Use - continuously. ATTACH A "LEGAL" DESCRIPTION OF THE PLACE OF USE. (See instructions.) NOTE: A tax parcel number or a plat number is not sufficient. Section 22, T37N, R4E (LEGAL ATTACHED)  
Estimate a maximum annual quantity to be used in acre-foot per year:

☐ Check if the water use is proposed for a short-term project. Indicate the period of time that the water will be needed:  
From \_\_\_/\_\_\_/\_\_\_ to \_\_\_/\_\_\_/\_\_\_

## Section 4. WATER SOURCE

If SURFACE WATER						If GROUNDWATER		
Name the water source and indicate if stream, spring, lake, etc. If unnamed, write "unnamed spring," "unnamed stream," etc.: <u>LAKE-WHATCOM</u>						A permit is desired for _____ well(s).		
Number of diversions: <u>ONE (1)</u>								
Source flows into (name of body of water): <u>WHATCOM - CREEK</u>						Size & depth of well(s):		
LOCATION								
Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: <u>1,500' NORTH + 1,000' WEST OF THE S.E. CORNER OF Section 22.</u>								
1/4 of	1/4 of	Section	Township	Range (E/W)	County	If location of source is platted, complete below:		
						Lot	Block	Subdivision
<u>SE 1/4</u>	<u>SE 1/4</u>	<u>22</u>	<u>37N</u>	<u>4E</u>	<u>WHATCOM</u>			
For Ecology Use Date Received: <u>6-16-99</u> Priority Date: <u>6-16-99</u>								
SEPA: Exempt/Not Exempt FERC License # Dept. Of Health #								
Date Accepted As Complete <u>7-7-99</u> By <u>PS</u> Date Returned By WRIA: <u>1</u>								



## Section 5. GENERAL WATER SYSTEM INFORMATION

- A. Name of system, if named: \_\_\_\_\_
- B. Briefly describe your proposed water system. (See instructions.)
- 1 1 HP GOULDS sub, pump w/ SCREEN  
1 custom constructed pump container  
200' 2" SCH 80 PVC PIPE  
1 TANK TR, switch + gauge  
1 86 GAL, approved pressure tank  
1 WHATCOM COUNTY HEALTH APPROVED CHLORINATION System,  
TO BE INSTALLED by a Lic., Approved Certified Company  
ALL Permits required.
- C. Do you already have any water rights or claims associated with this property or system? ☒ YES ☐ NO  
PROVIDE DOCUMENTATION. All-READY SUBMITTED AND ON RECORD  
WITH CANDY PITMAN (360) 407-6617.

## Section 6. DOMESTIC/PUBLIC WATER SUPPLY SYSTEM INFORMATION (Completed for all domestic/public supply uses.)

- A. Number of "connections" requested: ONE (1) Type of connection HOME  
(Homes, Apartment, Recreational, etc.)
- B. Are you within the area of an approved water system? ☐ YES ☒ NO  
If yes, explain why you are unable to connect to the system. Note: Regional water systems are identified by your County Health Department.

**Complete C. and D. only if the proposed water system will have fifteen or more connections.**

- C. Do you have a current water system plan approved by the Washington State Department of Health? ☐ YES ☐ NO  
If yes, when was it approved? \_\_\_\_\_ Please attach the current approved version of your plan.
- D. Do you have an approved conservation plan? ☐ YES ☐ NO  
If yes, when was it approved? \_\_\_\_\_ Please attach the current approved version of your plan.

## Section 7. IRRIGATION/AGRICULTURAL/FARM INFORMATION (Completed for all irrigation and agriculture uses.)

- A. Total number of acres to be irrigated: \_\_\_\_\_
- B. List total number of acres for other specified agricultural uses:
- Use \_\_\_\_\_ Acres \_\_\_\_\_  
Use \_\_\_\_\_ Acres \_\_\_\_\_  
Use \_\_\_\_\_ Acres \_\_\_\_\_
- C. Total number of acres to be covered by this application: \_\_\_\_\_
- D. Family Farm Act (Initiative Measure Number 59, November 3, 1977)  
Add up the acreage in which you have a controlling interest, including only:  
‡ Acreage irrigated under water rights acquired after December 8, 1977;  
‡ Acreage proposed to be irrigated under this application;  
‡ Acreage proposed to be irrigated under other pending application(s).
1. Is the combined acreage greater than 2000 acres? ☐ YES ☐ NO  
2. Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☐ NO  
If yes, enter permit no.: \_\_\_\_\_
- E. Farm uses:  
Stockwater - Total # of animals \_\_\_\_\_ Animal Type \_\_\_\_\_ (If dairy cattle, see below)  
Dairy - # Milking \_\_\_\_\_ # Non-milking \_\_\_\_\_



## Section 8. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water?

☐ YES ☒ NO

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point, and some portion of the storage will be above grade, you must also apply for a reservoir permit. You can get a reservoir permit application from the Department of Ecology.

## Section 9. DRIVING DIRECTIONS

SEE VICINITY MAP

Provide detailed driving instructions to the project site. TRAVELING NORTH ON SOUTH ON INTERSTATE 5 HIGHWAY take EXIT #240 (Alger) GO EAST ON CAIN LAKE ROAD to LAKE WHATCOM BLVD, TURN RIGHT (SOUTH) ON LAKE WHATCOM BLVD - (WHICH BECOMES SOUTH BAY DRIVE) FOLLOW SOUTH BAY DRIVE TO PARK ROAD. WHICH INTERSECTS WITH BLUE CANYON ROAD - TURN LEFT ON BLUE CANYON ROAD, (THERE IS A GRAY BUILDING - MOTORCYCLE - SCOOTER STORE ON THE CORNER WHERE YOU TURN LEFT ON BLUE CANYON ROAD.) LAKE WHATCOM ON YOUR LEFT - GO DOWN BLUE CANYON TO THE RAILROAD TRESTLE. 1700' OR WATER FRONT NORTH & SOUTH APPROX 700' TO 800' AND 60 ACRES EAST OF TRESTLE at an angle

## Section 10. REQUIRED MAP

Section 22, T37N, R4E

A. Attach a map of the project. (See instructions.)

Attached map

See map and Section #4 for location.

WITHDRAWAL OF WATER 1500' NORTH & 1000' WEST OF SE CORNER Sect #22

## Section 11. PROPERTY OWNERSHIP

A. Does the applicant own the land on which the water will be used?

☒ YES ☐ NO

If no, explain the applicant's interest in the place of use and provide the name(s) and address(es) of the owner(s):

STATUTORY WARRANT (RECORDED) DEED ATTACHED  
# 1990203569 DATED 2/23/99

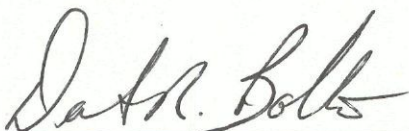
B. Does the applicant own the land on which the water source is located?

☒ YES ☐ NO

If no, submit a copy of agreement:

LAKE FRONT PROPERTY

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though I may have been assisted in the preparation of the above application by the employees of the Department of Ecology, all responsibility for the accuracy of the information rests with me.



Applicant (or authorized representative)

June 15, 1999  
Date

(SAME)

Landowner for place of use (if same as applicant, write "same")

June 15, 1999  
Date



Use this page to continue your answers to any questions on the application. Please indicate section number before answer.    Section 22, T37H, R4E

We are returning your application for the following reason(s):	
_____ Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
_____ Section number(s) _____ is/are incomplete	APPLICANT PLEASE RETURN TO THE APPROPRIATE REGIONAL OFFICE
Explanation:   	
Please provide the additional information requested above and return your application by _____ _____ (date).	

Ecology staff \_\_\_\_\_ Date \_\_\_\_\_

Ecology is an Equal Opportunity and Affirmative Action employer.

To receive this document in alternative format, contact the Water Resources Program at (360) 407-6604 (Voice) or (360) 407-6006 (TDD).



Application - Section #3 Legal

EXHIBIT A

NO. 79507

THE LAND REFERRED TO IS SITUATED IN THE STATE OF WASHINGTON, COUNTY OF WHATCOM AND IS DESCRIBED AS FOLLOWS:

PARCEL A:

A PORTION OF PARCEL A, AS DESCRIBED IN EXHIBIT A OF THAT CERTAIN STATUTORY WARRANTY DEED, HANER TO BRYANT, DATED NOVEMBER 9, 1990, AND FILED UNDER WHATCOM COUNTY AUDITOR'S FILE NO. 901109133, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST QUARTER CORNER OF SECTION 22, TOWNSHIP 37 NORTH, RANGE 4 EAST OF W.M.; THENCE NORTH 00°49'10" WEST ALONG THE EAST LINE OF SAID SECTION 22, 1,344.20 FEET; THENCE ALONG THE SUBDIVISIONAL LINE, SOUTH 87°15'21" WEST, 777.64 FEET; THENCE SOUTH 22°47'11" WEST, 921.08 FEET TO THE INTERSECTION OF VACATED IVY STREET WITH VACATED NUTMEG STREET, ABUTTING VACATED BLOCKS 1 AND 11, "MAP OF BLUE CANYON CITY," ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 4 OF PLATS, PAGE 7, IN THE AUDITOR'S OFFICE OF WHATCOM COUNTY, WASHINGTON; THENCE ALONG THE CENTERLINE OF SAID NUTMEG STREET, SOUTH 03°57'38" EAST, 377.63 FEET; THENCE NORTH 89°13'28" EAST, 924.54 FEET; THENCE SOUTH 00°49'10" EAST, 90.15 FEET; THENCE NORTH 89°13'28" EAST, 200.80 FEET TO THE POINT OF BEGINNING.

SITUATE IN COUNTY OF WHATCOM, STATE OF WASHINGTON

PARCEL B:

VACATED BLOCKS 1, 2, 3, 12 AND 13, MAP OF BLUE CANYON CITY, ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 4 OF PLATS, PAGE 7, IN THE AUDITOR'S OFFICE OF SAID COUNTY AND STATE TOGETHER WITH VACATED STREETS ABUTTING THEREON, ALSO GOVERNMENT LOT 7, IN SECTION 22, TOWNSHIP 37 NORTH, RANGE 4 EAST OF W.M., EXCEPT THE EAST 200 FEET AND EXCEPT THE WEST 160 FEET THEREOF, AND EXCEPT RIGHT OF WAY FOR BLUE CANYON ROAD AND RAILROAD RIGHT OF WAY AND TOGETHER WITH THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE SOUTH ONE HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, ALL IN SECTION 22, TOWNSHIP 37 NORTH, RANGE 4 EAST OF W.M., EXCEPT

(CONTINUED)

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2/23/1996 11:56 AM

DEED \$11.00

Whatcom County, WA

Request of: FIRST AMERICAN TITLE INSURANCE



## PARCEL B, CONTINUED:

EXCEPT THE FOLLOWING TRACTS DESCRIBED AS FOLLOWS:

## TRACT NO. 1:

A PORTION OF PARCEL A, AS DESCRIBED IN EXHIBIT A OF THAT CERTAIN STATUTORY WARRANTY DEED, HANER TO BRYANT, DATED NOVEMBER 9, 1990, AND FILED UNDER WHATCOM COUNTY AUDITOR'S FILE NO. 901109133, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST QUARTER CORNER OF SECTION 22, TOWNSHIP 37 NORTH, RANGE 4 EAST OF W.M.; THENCE NORTH 00°49'10" WEST ALONG THE EAST LINE OF SAID SECTION 22, 1,344.20 FEET; THENCE ALONG THE SUBDIVISIONAL LINE, SOUTH 87°15'21" WEST, 777.64 FEET; THENCE SOUTH 22°47'11" WEST, 921.08 FEET TO THE INTERSECTION OF VACATED IVY STREET WITH VACATED NUTMEG STREET, ABUTTING VACATED BLOCKS 1 AND 11, "MAP OF BLUE CANYON CITY," ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 4 OF PLATS, PAGE 7, IN THE AUDITOR'S OFFICE OF WHATCOM COUNTY, WASHINGTON; THENCE ALONG THE CENTERLINE OF SAID NUTMEG STREET, SOUTH 03°57'38" EAST, 377.63 FEET; THENCE NORTH 89°13'28" EAST, 924.54 FEET; THENCE SOUTH 00°49'10" EAST, 90.15 FEET; THENCE NORTH 89°13'28" EAST, 200.80 FEET TO THE POINT OF BEGINNING.

## TRACT NO. 2:

THE PORTION OF PARCEL A, AS DESCRIBED IN EXHIBIT A OF THAT CERTAIN STATUTORY WARRANTY DEED, HANER TO BRYANT, DATED NOVEMBER 9, 1990, AND FILED UNDER WHATCOM COUNTY AUDITOR'S FILE NO. 901109133, AND LYING WESTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 22, TOWNSHIP 37 NORTH, RANGE 4 EAST OF W.M.; THENCE NORTH 00°49'10" WEST ALONG THE EAST LINE OF SAID SECTION 22, 1,344.20 FEET; THENCE SOUTH 87°15'21" WEST, ALONG THE SUBDIVISIONAL LINE, 777.64 FEET TO THE POINT OF BEGINNING OF THE DESCRIBED LINE:

THENCE SOUTH 22°47'11" WEST, 921.08 FEET TO THE INTERSECTION OF VACATED IVY STREET WITH VACATED NUTMEG STREET, ABUTTING VACATED BLOCKS 1 AND 11, MAP OF BLUE CANYON CITY, ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 4 OF PLATS, PAGE 7, IN THE AUDITOR'S OFFICE OF WHATCOM COUNTY, WASHINGTON, AND THE END OF THE DESCRIBED LINE.

SITUATE IN COUNTY OF WHATCOM, STATE OF WASHINGTON

TOGETHER WITH: A 20 FOOT EASEMENT THROUGH THE NORTHEAST QUARTER OF GOVERNMENT LOT 6 FOR ROAD PURPOSES, ALIGNMENT TO CONFORM AS NEARLY AS POSSIBLE TO OLD TRUCK ROAD THROUGH SAID LOT 6.

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EXHIBIT B - EXCEPTIONS

79507

1. RESERVATIONS AND/OR EXCEPTIONS CONTAINED IN INSTRUMENT

RECORDING NO.:

746399

AS FOLLOWS:

SELLER HEREBY RESERVES ALL RIGHTS  
TO OIL, GAS AND MINERALS ON SAID  
LANDS

AFFECTS:

ANY PORTION OF SUBJECT PROPERTY  
LYING WITHIN THE VACATED PORTION OF  
THE PLAT OF BLUE CANYON

2. RIGHT IN THE GENERAL PUBLIC TO THE UNRESTRICTED USE OF ALL  
THE WATERS OF A NAVIGABLE BODY OF WATER NOT ONLY FOR THE  
PRIMARY PURPOSE OF NAVIGATION, BUT ALSO FOR COROLLARY  
PURPOSES; INCLUDING (BUT NOT LIMITED TO) FISHING, BOATING,  
BATHING, SWIMMING, WATER SKIING AND OTHER RELATED  
RECREATIONAL PURPOSES, AS THOSE WATERS MAY AFFECT THE  
TIDELANDS, SHORELANDS, OR ADJOINING UPLANDS AND WHETHER THE  
LEVEL OF THE WATER HAS BEEN RAISED NATURALLY OR ARTIFICIALLY  
TO A MAINTAINED OR FLUCTUATING LEVEL, ALL AS FURTHER DEFINED  
BY THE DECISIONAL LAW OF THIS STATE. (AFFECTS ALL OF THE  
PREMISES SUBJECT TO SUCH SUBMERGENCE)

3. ANY QUESTION THAT MAY ARISE AS TO THE LOCATION OF THE LATERAL  
BOUNDARIES OF THE TIDELAND OR SHORELANDS DESCRIBED HEREIN.

4. CONDITIONS DISCLOSED BY A SURVEY OF SAID PREMISES

RECORDING NO.:

1504103

5. CONDITIONS DISCLOSED BY A SURVEY OF SAID PREMISES

RECORDED:

MAY 14, 1996

RECORDING NO.:

960514136

POSSIBLE ENCROACHMENT OF THE SHORT PLAT ONTO THE SOUTH HALF  
OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, SEE NOTES  
ON SHORT PLAT.

. . . END OF SCHEDULE B . . .

1990203569

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2/23/1998 11:56 AM

DEED \$11.00

Whatcom County, WA

Request of: FIRST AMERICAN TITLE INSURANCE



AFTER RECORDING MAIL TO:  
DAN BOLSTER  
246 S. FOREST ST.  
BELLINGHAM, WA 98225-5812



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2/23/1999 11:56 AM  
DEED \$11.00  
Whatcom County, WA

Request of: FIRST AMERICAN TITLE INSURANCE

Filed for Record at Request of  
FIRST AMERICAN TITLE INSURANCE COMPANY  
Escrow Number: 29434/79507

**Statutory Warranty Deed**

Grantor(s): ROBERT F. BRYANT, WILMA B. BRYANT  
Grantee(s): DAN BOLSTER  
Abbreviated Legal: PTN GOV'T LOT 7 & PTNS SE NE SEC 22, T 37 N, R 4 E, records  
of WHATCOM County, WA  
Additional legal(s) on page: 2-4  
Assessor's Tax Parcel Number(s): 370422 520365 0000, 370422 495212 0000

THE GRANTOR ROBERT F. BRYANT, as his separate property, as to parcel A;  
ROBERT F. BRYANT, JR. and WILMA B. BRYANT, husband and wife, as to parcel B  
for and in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION  
in hand paid, conveys and warrants to DAN BOLSTER, a single person  
the following described real estate, situated in the County of WHATCOM, State of Washington:  
SEE ATTACHED EXHIBIT "A" ATTACHED HERETO BY REFERENCE AND MADE A PART  
HEREOF.

SUBJECT TO: COVENANTS, CONDITIONS, RESTRICTIONS, EASEMENTS OF RECORD MORE  
FULLY DESCRIBED IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Dated this 22nd day of February, 1999

By Robert F. Bryant  
ROBERT F. BRYANT

By

By Wilma B. Bryant  
WILMA B. BRYANT  
STATE OF WASHINGTON  
County of WHATCOM

By

SS:

On this 22nd day of February, 1999 before me personally appeared ROBERT F. BRYANT, JR., who executed the within instrument as Attorney in Fact for WILMA B. BRYANT

and acknowledged to me that he signed and sealed the same as his free and voluntary act and deed as attorney in fact for WILMA B. BRYANT

for the uses and purposes therein mentioned, and on oath stated that the Power of Attorney authorizing the execution of this instrument has not been revoked and that the said WILMA B. BRYANT

is now living and is not incompetent.

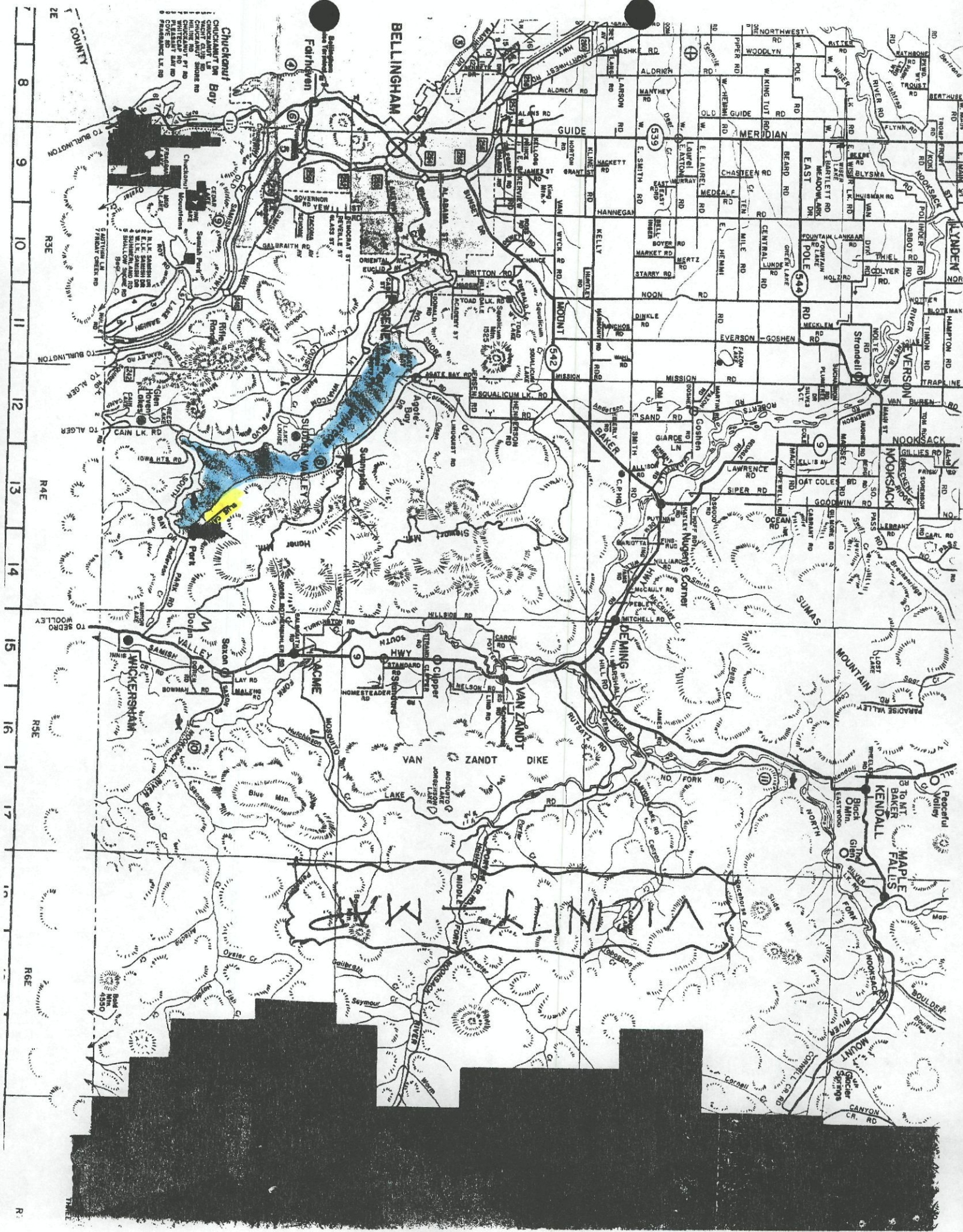
Given under my hand and official seal the day and year last above written.

(Seal)



Marlin DuBois  
MARLIN DuBOIS  
Notary Public in and for the State of WASHINGTON  
Residing at BELLINGHAM  
My appointment expires: 3/17/99

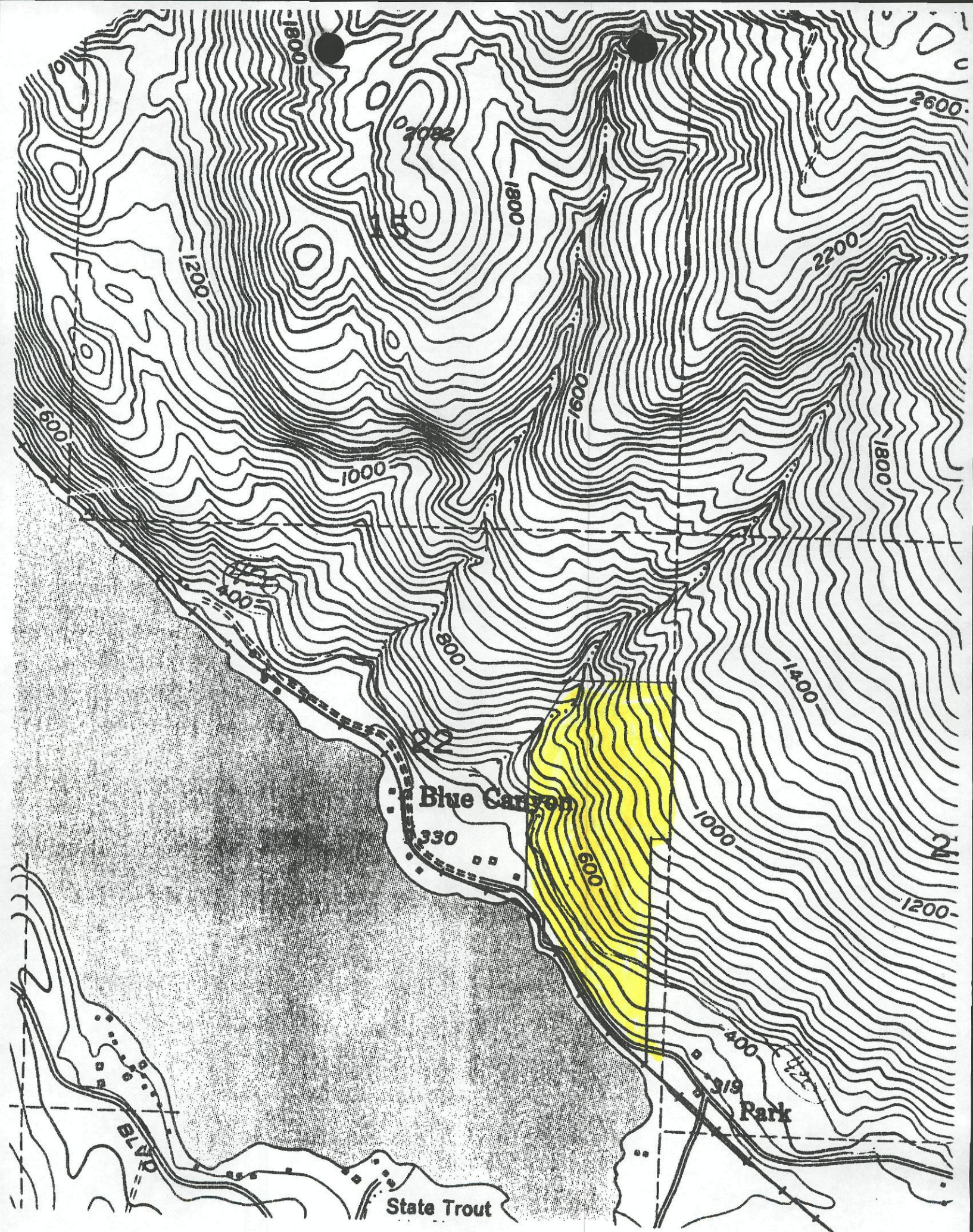




= Appazot Loc.

Application - Section #9  
Vicinity map





Application Section # 10

Sec 22 T 37 N R 4 E